

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Robert G. Taub, Acting Chairman;
Tony Hammond, Vice Chairman;
Mark Acton;
Ruth Y. Goldway; and
Nanci E. Langley

Complaint of Center for Art and Mindfulness, Inc.
and Norton Hazel

Docket No. C2015-1

ORDER GRANTING EXTENSION OF TIME TO RESPOND
TO MOTION TO DISMISS

(Issued January 29, 2015)

On December 29, 2014, the Center for Art and Mindfulness, Inc. and Norton Hazel (collectively Complainants) filed a Complaint regarding the Postal Service's sale process and alleged closure of property commonly known as "Atlantic Street Station," located at 421 Atlantic Street, Stamford, CT 06904.¹ Complainants allege various violations of statutory, regulatory, and common law in connection with the sale and suspension of retail operations at the Atlantic Street Station.

On January 20, 2015, the Postal Service filed a Motion to Dismiss the Complaint, asserting that the Commission lacks jurisdiction to hear the Complaint and that the

¹ Complaint of Center for Art and Mindfulness, Inc. and Norton Hazel, December 29, 2014, at 1 (Complaint).

Complaint fails to state a claim upon which relief may be granted.² Under the Commission's rules, a response to the Motion to Dismiss would be due within 7 days of the motion's filing. See 39 C.F.R. § 3001.21(b). The due date for filing a response was January 27, 2015.

On January 28, 2015, the Complainants filed a motion with the Commission to extend the deadline to respond to the Motion to Dismiss.³ The Complainants seek additional time to file a response on the grounds that the attorney for the Complainants has been out of the country since January 22, 2015 and will not return until January 31, 2015. Motion for Extension at 1. The Complainants request that the time to file a response be extended until February 2, 2015.

Extensions of time may be granted as a matter of discretion upon a motion for good cause shown. See 39 C.F.R. § 3001.16. Given the lack of prejudice to any party and for good cause shown, the Motion for Extension is granted. The Complainants' answer to the Motion to Dismiss is due no later than February 2, 2015.

It is ordered:

1. The Motion to Extend Time to File Response to Motion to Dismiss Filed by the United States Postal Service, filed January 28, 2015, is granted.
2. The Complainants' answer to the Motion to Dismiss is due no later than February 2, 2015.

By the Commission.

Ruth Ann Abrams
Acting Secretary

² United States Postal Service Motion to Dismiss the Complaint of the Center for Art and Mindfulness, Inc. and Norton Hazel, January 20, 2015 (Motion to Dismiss).

³ Motion to Extend Time to File Response to Motion to Dismiss Filed by the United States Postal Service, January 28, 2015 (Motion for Extension).